

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

PREDRAG TOSIC,

Plaintiff,

v.

HEATHER BLAKEMORE-  
TOMASON,

Defendant.

CASE NO. C23-0619JLR

ORDER

**I. INTRODUCTION**

Before the court are *pro se* Plaintiff Predrag Tosic's motion for relief from deadlines (Mot. (Dkt. # 17)) and motion for reconsideration of the court's order denying his motion for clarification (MFR (Dkt. # 22); *see* 5/10/23 Order (Dkt. # 14)). Defendant Heather Blakemore-Tomason opposes Mr. Tosic's motion for relief from deadlines. (Resp. (Dkt. # 21).) The court has reviewed the parties' submissions, the relevant portions of the record, and applicable law. Being fully advised, the court GRANTS in

part and DENIES in part Mr. Tosic's motion for relief from deadline and DENIES Mr. Tosic's motion for reconsideration.

## II. ANALYSIS

The court addresses Mr. Tosic's motion for relief from deadlines<sup>1</sup> before turning to his motion for reconsideration.

### A. Mr. Tosic's Motion for Relief from Deadlines

Mr. Tosic seeks relief from the May 15, 2023 deadline to cure his filing deficiencies, imposed by the court's April 28, 2023 minute order. (*See* Mot.; 4/28/23 Minute Order (Dkt. # 3).) That order instructed Mr. Tosic to cure the deficiencies by filing a copy of the operative complaint, certificate of service, and jury demand, if any, by no later than May 15, 2023. (4/28/23 Minute Order.) Mr. Tosic also seeks relief from the May 22, 2023 deadline to respond to Ms. Tomason's motion to remand. (*See* Mot.; Mot. to Remand (Dkt. # 6) (noted for consideration on May 26, 2023)); *see also* Local Rules W.D. Wash. LCR 7(d)(3) (requiring opponent to file a response to a motion to remand no later than the Monday before the noting date). Mr. Tosic asserts that relief from the deadlines is necessary because he has "upcoming hearings and deadlines" in concurrent state court actions. (Mot. at 1.)

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<sup>1</sup> Mr. Tosic's motion for relief from deadlines is noted for May 26, 2023. (*See* Dkt.) However, the court exercises its discretion to decide the motion without waiting for his reply brief. *See* Fed. R. Civ. P. 1 (instructing the court "to secure the just, speedy, and inexpensive determination of every action and proceeding"). Moreover, the motion, which seeks relief from May 15, 2023 and May 22, 2023 deadlines, will be moot before its May 26, 2023 noting date.

1 “Parties should not assume that the motion will be granted and must comply with  
2 the existing deadline unless the court orders otherwise.” *See* Local Rules W.D. Wash.  
3 LCR 7(j). “When an act . . . must be done within a specified time, the court, may, for  
4 good cause, extend the time.” Fed. R. Civ. P. 6(b)(1). In the court’s view, Mr. Tosic has  
5 not shown good cause for an extension of time with respect to his request for relief from  
6 the deadline to respond to Ms. Tomason’s motion to remand. To the contrary, his  
7 statements show that he has simply prioritized other matters over this litigation. (*See*  
8 Mot. at 2.) The court therefore DENIES Mr. Tosic’s request for relief from the deadline  
9 to respond to Ms. Tomason’s motion to remand.

10 However, the court will stay the deadlines imposed in its April 28, 2023 minute  
11 order in light of the pending motion to remand, pursuant to its inherent authority to  
12 manage its own docket. *See, e.g., Thompson v. Housing Auth. of City of Los Angeles*, 782  
13 F.2d 829, 831 (9th Cir. 1986). Accordingly, the court GRANTS Mr. Tosic’s request for  
14 relief from the deadline to cure filing deficiencies and STAYS its April 28, 2023 minute  
15 order, pending the court’s resolution of the motion to remand. The court will reset that  
16 deadline, if appropriate, after the court rules on Ms. Tomason’s motion to remand.

17 **B. Mr. Tosic’s Motion for Reconsideration**

18 On May 9, 2023, Mr. Tosic moved for clarification regarding the court’s April 28,  
19 2023 minute order directing Mr. Tosic to cure certain filing deficiencies. (*See* MFC (Dkt.  
20 # 13); 4/28/23 Minute Order.) The court concluded that Mr. Tosic’s motion for  
21 clarification sought legal advice from the court, and denied his motion because the court  
22 is prohibited from providing legal advice to any party, including a *pro se* party. (*See*

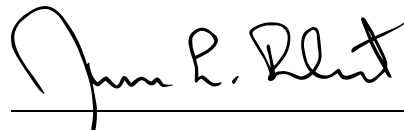
1 5/10/23 Order.) In the instant motion for reconsideration, Mr. Tosic merely rephrases  
2 several of the same procedural and legal questions regarding his case. (*Compare* MFR,  
3 *with* MFC.)

4 “Motions for reconsideration are disfavored,” and the court “will ordinarily deny  
5 such motions in the absence of a showing of manifest error in the prior ruling or a  
6 showing of new facts or legal authority which could not have been brought to its attention  
7 earlier with reasonable diligence.” Local Rules W.D. Wash LCR 7(h)(1). The court  
8 concludes that Mr. Tosic has met neither standard. Therefore, the court DENIES Mr.  
9 Tosic’s motion for reconsideration.

### 10 **III. CONCLUSION**

11 For the foregoing reasons, the court DENIES Mr. Tosic’s motion for  
12 reconsideration (Dkt. # 22), GRANTS in part and DENIES in part Mr. Tosic’s motion for  
13 relief from deadlines (Dkt. # 17), and STAYS the May 15, 2023 deadline set forth in the  
14 court’s April 28, 2023 minute order (Dkt. # 3). The court will re-set that deadline, if  
15 appropriate, after it decides Ms. Tomason’s motion to remand.

16 Dated this 16th day of May, 2023.

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19 JAMES L. ROBART  
20 United States District Judge  
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